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Date: May 2, 2008

Signature: Quyen B. Nguyen (Quyen B. Nguyen)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/734,562

Confirmation No.: 2406

Filing Date: December 12, 2003

Inventor(s): Ken MICHLITSCH et al.

Title: APPARATUS AND METHODS FOR FORMING AND  
SECURING GASTROINTESTINAL TISSUE FOLDS

Examiner: Dornbusch, Dianne

Group Art Unit: 3773

PRELIMINARY AMENDMENT AND  
RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the restriction requirement set forth in the Office Action mailed April 2, 2008, in the above-identified United States Patent Application.

Claims 1-49 were presented for examination at filing. A Requirement for Restriction was issued, identifying patentably distinct inventions in two groups of claims. Please cancel claims 1-20 without prejudice. In response, please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.